

JUN. 11. 2003 3:24PM

LADAS & PARRY 212 246 8959

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NO. 6976 P. 1/3

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TECHNOLOGY CENTER

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Yu-Lung LO, et al.

Serial No.: 09/843,398

Group No.: 2872

Filed: April 26, 2001

Examiner: D. Allen

For: OPTICAL FIBER BRAGG GRATING THERMAL COMPENSATING DEVICE
AND METHOD FOR MANUFACTURING SAME

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Attorney Docket No.: U 013422-3

JUN 25 2003

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

OFFICE OF THE SPECIAL
PROGRAMS EXAMINER

PETITION TO WITHDRAW HOLDING OF ABANDONMENT BASED ON FAILURE
TO RECEIVE OFFICE ACTION

Examiner Allen is thanked again for the telephone conferences through June 4, 2003, confirming a mailing date of November 6, 2002, for an Action that has not been received.

Therefore, this is a Petition as provided for at MPEP 711.03(c)II. to withdraw the abandonment probably of February 6, 2002, assuming the Action set the usual three-months' term.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, P. O. Box 1450, Alexandria, VA 22313-1450

Date: June 11, 2003

FACSIMILE

transmitted by facsimile to the Patent and Trademark Office to (703) 746-8892


Signature

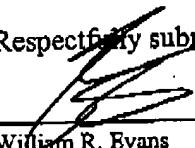
William R. Evans
(type or print name of person certifying)

This is a statement from the undersigned practitioner stating that the Office communication apparently of November 6, 2002, was not received by the practitioner and attesting to the fact that a search of the practitioner's file jacket and docket records indicates that the Office communication was not received. A copy of all the practitioner's docket records for the above application including and after docket entry for the "OA Office Action" received and entered ("updated") September 10, 2002, are attached to confirm this.

There is no docket record for an Action after that received and entered September 10, 2002.

The corresponding entries on the attached docket record copy "received" and entered ("updated") "9/10/2002" which were for the Action of September 6, 2003, also show the undersigned's practice to have all Actions entered on his docket on the day of receipt.

Respectfully submitted,



William R. Evans
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JUN 11 2003 3:25PM

AS & PARRY 212 246 8959

NO. 6976 P. 3/3

L & P OA RECORD

GENERAL No.

ENTRY NO. CTRL TERM
62153 11/6/2002

enter number of days from
today to the term date:

1-16 DAYS LATE ENTRY
17 OR MORE NOT

• 013422-3 O. L. • WRE ATTY

• OA OFFICIAL ACTION TYPE

APPLICANT
LO,YU-LUNG

CASE NO.

09/843398

COUNTRY

UNITED STATES

1ST TERM
10/6/2002

RETERM 1
11/6/2002

RETERM 2

RETERM 3

RETERM 4

RETERM 5

✓ REMOVE REMOVED

INFINITIVE

FINAL LATER

• 1ST ENTRY BY MK

RECV'D 9/10/2002

UPDATED 9/27/2002

X-REF

CITATIONS

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